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 United States of America

UNITED STATES DISTRICT COURT
 SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,)	Criminal Case No. 08CR0719-L
)	
Plaintiff,	)	DATE: August 25, 2008
	)	TIME: 10:00 a.m.
v.	)	Before Honorable M. James Lorenz
)	
RIGOBERTO HERNANDEZ-RIVERA,	)	GOVERNMENT'S NOTICE OF MOTION
	)	AND MOTIONS <i>IN LIMINE</i> TO:
Defendant.)	
	)	(A) ADMIT A-FILE DOCUMENTS;
	)	(B) PROHIBIT COLLATERAL
	)	ATTACK OF THE DEPORTATION;
	)	(C) ADMIT DEFENDANT'S PRIOR
	)	STATEMENTS;
	)	(D) ADMIT RULE 609 EVIDENCE;
	)	(E) ADMIT GOVERNMENT'S
	)	EXPERT TESTIMONY;
	)	(F) PRECLUDE EXPERT TESTIMONY
	)	BY DEFENSE;
	)	(G) EXCLUDE WITNESSES EXCEPT
	)	CASE AGENT;
)	
	)	AND RENEWED MOTION FOR
	)	RECIPROCAL DISCOVERY;

NOTICE OF MOTION

TO: JENNIFER COON, Counsel for DEFENDANT RIGOBERTO HERNANDEZ-RIVERA

PLEASE TAKE NOTICE that on August 25, 2008, at 10:00 a.m., or as soon thereafter as counsel may be heard, the Plaintiff, the UNITED STATES OF AMERICA, by and through its counsel, KAREN P. HEWITT, United States Attorney, and NICOLE ACTON JONES, Assistant United States Attorney, will ask this Court to issue an order granting the following motions *in limine*.

MOTIONS

The United States asks the Court pursuant to the United States Constitution, Federal Rules of Criminal Procedure 12, 16, and 26, the Federal Rules of Evidence, and all other applicable statutes, case law and local rules for an order granting the Government's motions *in limine* to:

- (A) ADMIT A-FILE DOCUMENTS;
- (B) PROHIBIT COLLATERAL ATTACK OF THE DEPORTATION;
- (C) ADMIT DEFENDANT'S PRIOR ADMISSIONS;
- (D) ADMIT RULE 609 EVIDENCE;
- (E) ADMIT GOVERNMENT'S EXPERT TESTIMONY;
- (F) PRECLUDE EXPERT TESTIMONY BY DEFENSE;
- (G) EXCLUDE WITNESSES EXCEPT CASE AGENT;
- (H) RENEWED MOTION FOR RECIPROCAL DISCOVERY;

These motions *in limine* are based upon the instant notice of motion and motions, the attached statement of facts and memorandum of points and authorities, the files and records in the above-captioned matter, and any and all other materials that may come to this Court's attention prior to or during the hearing of these motions.

DATED: August 11, 2008.

Respectfully submitted,

KAREN P. HEWITT
United States Attorney

/s/ Nicole Acton Jones
NICOLE ACTON JONES
Assistant U.S. Attorney